

UTILITY PATENT APPLICATION TRANSMITTAL

DUPLICATE

| | | | |
|--------------------------|---|-----------------------|------------|
| Address to: | Attorney Docket No. | WHIT3001C2/JDB | U.S.P.T.O. |
| Commissioner for Patents | First Named Inventor (or identifier) | Brian Anthony Whittle | |
| Box PATENT APPLICATION | Total Pages | 50 | |
| Washington, DC 20231 | | | |

17858 U.S.P.T.O.
10/7/16506



Transmitted herewith is a patent application under 37 CFR 1.53(b).

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| Entitled: | Chinese herbs extract |
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1. Submitted herewith are the following:
- 22 pages of specification.
 Abstract.
3 sheet(s) of drawings.
22 claims
 A copy of the signed Oath/Declaration from the prior application numbers 10/074,039 and 08/750,848.
 Application Data Sheet.
 Preliminary Amendment.
 Information Disclosure Statement(s).
1 page of Form PTO-1449
 — Assignment of the invention, Cover Sheet, and payment of the \$ _____ recordal fee.
 certified copy of application no. _____ filed in _____. Priority is claimed.
 check in the amount of \$ 403.00 including any assignment recordal fee.
2. Small entity status is asserted pursuant to 37 CFR 1.27 for this application.
3. The Commissioner is authorized to credit any overpayment and charge any deficiency in any fees required under 37 CFR 1.16 and/or 1.17, to Deposit Account No. 02-0200.
4. The entire disclosure of the pending, prior application is hereby incorporated by reference.
5. The prior application is assigned of record to: Phytotech Limited.
6. Priority is claimed based on each foreign application so listed in the Oath/Declaration and a certified copy of each was filed in U.S. application number 08/750,848 filed Dec. 24, 1996.

The registered practitioners representing applicant(s) are J. Ernest Kenney, Reg. No. 19,179; Eugene Mar, Reg. No. 25,893; Richard E. Fichter, Reg. No. 26,382; Thomas J. Moore, Reg. No. 28,974; Joseph DeBenedictis, Reg. No. 28,502; and Benjamin E. Urcia, Reg. No. 33,805.

| THE FILING FEE IS CALCULATED AS FOLLOWS: | | | | Basic Fee: | \$770.00 |
|--|---------------------|--------|--|------------|----------|
| Total Claims: | 22 | - 20 = | 2.00 | X \$18 = | 36.00 |
| Independent Claims: | 3 | - 3 = | 0.00 | X \$84 = | |
| Correspondence Address: BACON & THOMAS, PLLC 625 Slaters Lane, 4 th Floor Alexandria, VA 22314-1176 | | | Multiple Dependent Claim (add \$280.00): | | |
| | | | | | |
| | | | Subtotal: | | |
| | | | 50% Reduction if Small Entity Status: | | |
| | | | 403.00 | | |
| Phone: 703-683-0500 | | | Fax: 703-683-1080 | Total: | \$403.00 |
| Date: | Name: | | Signature: | Reg. No. | |
| November 19, 2003 | Joseph DeBenedictis | | | 28,502 | |